

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application Number. : 10/763,638  
Applicants : Shridhar P. Joshi  
Filed : January 23, 2004  
Title : Gaming Terminal With Multi-Level Progressive Jackpot  
TC/A.U. : 3714  
Examiner : Steven J. Hylinski  
Docket Number : 247079-000225USP1  
Customer Number : 70243

Commissioner for Patents – via EFS  
P. O. Box 1450  
Alexandria, Virginia 22313-1450

**REQUEST FOR REFUND AND WITHDRAWAL OF PAPER UNDER 37 C.F.R. § 1.26**

This is a request for a refund for the above-referenced application. The refund is being requested for the fee paid with the mistakenly filed Notice of Appeal submitted on November 24, 2009. Specifically, the Applicant authorized payment for a notice of appeal through the Deposit Account Number 50-4181 in the above mentioned case, when a previous fee for a Notice of Appeal was paid on September 21, 2009. The additional fee is therefore in excess of what is required for a Notice of Allowance. Applicant is also herefor requesting the withdrawal of the Notice of Appeal filed on November 24, 2009 from the record which is unnecessary due to the previous Notice of Allowance.

Please make the refund by crediting Nixon Peabody LLP's Deposit Account No. 50-4181 (247079-000225USP1).

Date: November 24, 2009

By: /Wayne L. Tang, Reg. 36,028/

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